FARAD CONTINUATION SHEET NO.:

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE

CIVIL APPLICATION NO.747 OF 2006
IN
SECOND APPEAL NO.539 OF 2006

Office Notes, Office Memoranda of coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

Mr R.D.Suryawanshi, for the applicants.
Mr I.S.Thakur, for the respondent.

CORAM : D.B.BHOSALE,J.
DATED : 12th September, 2007

P.C.:

Heard learned counsel for the parties.

By this civil application, the applicants have prayed for stay of the impugned Judgment and Decree dated 13.2.2004 in Civil Appeal No.10 of 2004 and injunction restraining the respondent from taking any steps to delete the name of Smt Jamunabai Bhoir, that is, the mother of the applicant, from the revenue record on the basis of the impugned judgment. I am informed that the name has already been deleted, however, certification of such

deletion is still pending. The applicants have also expressed apprehension stating that the respondent is likely to create third party rights in favour of one Ashok Raut from whom the respondent has allegedly accepted the earnest amount. Mr Thakur, learned counsel for the respondent, submitted that the apprehension is unfounded and baseless and that no separate order is necessary since this court has already passed an order directing the respondent not to create third party interest in the suit property. After having heard learned counsel for the parties and the reasons stated in the application, I am satisfied that following order shall meet the ends of justice.

The concerned Revenue Authorities shall keep the certification of deletion of the applicant's name from the revenue record pending till the disposal of the second appeal and shall maintain status-quo. The civil application is disposed of.

(D.B.BHOSALE,J.)